

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		Attorney's Docket Number 71857
		U.S. Application No. (if known) sec. 17 of PCT R. 107 10/541287
INTERNATIONAL APPLICATION NO. PCT/IB2004/000400	INTERNATIONAL FILING DATE 4/Feb./2004	PRIORITY DATE CLAIMED 4/Feb./2003
TITLE OF INVENTION OSCILLATING WEIGHT		
APPLICANT(S) FOR DO/EO/US PAPI		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(C)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other documents (s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☒ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
 - Formal Drawings (4 sheets)
 - Copy of Express Mail Receipt No. EV436437831US
 - Copies of Cited References (1)
 - Marked Up Copy of the Translation
 - Credit Card Payment Form

U.S. Appl. No. (if known, see 37 CFR 1.57) 10/541287	International Application No. PCT/IB2004/000400	Attorney's Docket Number 71857
--	--	-----------------------------------

17. [X] The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO \$920.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) \$730.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$770.00 Neither international preliminary examination fee (37 CFR 1.482 nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$1,080.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$1,000.00	CALCULATIONS PTO USE ONLY
ENTER APPROPRIATE BASIC FEE AMOUNT =	\$ 1,000.00
Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e))	\$ 0.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	12 - 20 =	0	X \$ 50.00	\$ 0.00	
Independent claims	1 - 3 =	0	X \$ 200.00	\$ 0.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 0.00	

Reduction of 1/2 for filing small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28)	\$ 500.00	
SUBTOTAL =	\$ 500.00	
Processing fee of \$130.00 for furnishing the English translation late than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).	\$ 0.00	
TOTAL NATIONAL FEE =	\$ 500.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property	\$ 40.00	
TOTAL FEES ENCLOSED =	\$ 540.00	
	Amount to be: refunded	\$
	charged	\$

- a. [] A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. [X] Please charge my Credit Card Account in the amount of \$540.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13.0410. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

Send all correspondence to:

McGLEW AND TUTTLE, P.C.
Scarborough Station
Scarborough, NY 10510-9227

Signature

John James McGlew
Name

31,903
Registration Number

10/541287

JC14 Rec'd PCT/PTO 30 JUN 2005

McGLEW AND TUTTLE, P.C.

REGISTERED PATENT ATTORNEY

JOHN JAMES MCGLEW J.D., NY, NJ, DC BARS

THEOBALD DENGLER, PATENT AGENT

HILDA S. MCGLEW M.D., PATENT AGENT

Counselors at Law

SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-9227
TEL: (914) 941-5600
FACSIMILE: (914) 941-5855

PATENT TRADEMARK

COPYRIGHT, AND UNFAIR

COMPETITION CAUSES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: ATTORNEY DOCKET: 71857

Customer Number: 000023872

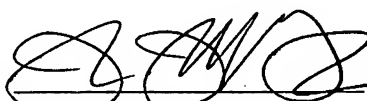
Sir:

Attached please find the complete application papers and SMALL ENTITY fees in the above-identified application which are being placed in the U.S. Mail today, June 30, 2005, as Express Mail number EV436437831US.

A copy of the Express Mail receipt is also attached.

Respectfully submitted
for Applicant(s),

By:


John James McGlew
Reg. No. 31,903

JJM:tf

Enclosures - Complete Application Papers and Fees
 - Copy of Express Mail Receipt

DATED: June 30, 2005
 SCARBOROUGH STATION
 SCARBOROUGH, NEW YORK 10510-0827
 (914) 941-5600

10/541287
JC14 Rec'd PCT/PTO 30 JUN 2005

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH
THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL IN AN ENVELOPE
ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA,
VA 22313-1450, NO. EV436437831US

McGLEW AND TUTTLE, P.C., SCARBOROUGH STATION,
SCARBOROUGH, NEW YORK 10510-9227

BY: Jonathan Fontbe DATE: June 30, 2005

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH
THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL IN AN ENVELOPE
ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS,
WASHINGTON, D.C. 20231, NO.: EV436437831US

McGLEW AND TUTTLE, P.C.
SCARBOROUGH STATION, SCARBOROUGH, NY 10510-9227

BY: Christina Ponte DATE: June 30, 2005